

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

Erik B. Cherdak

Plaintiff,

v.

RACK ROOM SHOES, INC.

Defendant.

Case No. 1:11-cv-169 (LO/jfa)

NOTICE OF HEARING

PLEASE TAKE NOTICE that on Friday, October 28, 2011, at 10:00 a.m., or at such other date and time as set by the Court, Plaintiff, Erik Cherdak will bring on for hearing his Motion for Partial Summary Judgment. This notice replaces the previous notice (ECF 53) setting the date for this hearing for October 14, 2011.

Respectfully submitted,

/s/ Daniel S. Ward

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ATTORNEY FOR PLAINTIFF

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 20th day of September, 2011, I electronically filed the foregoing with the Court of the Court using the CM/ECF system, which will then send, as appropriate, a notification of such filing to the following:

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/s/ Daniel S. Ward
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